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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	Martin Czech	GROUP:	2815
SERIAL NO:	09/852,122	EXAMINER:	N.DrewRichards
FILED:	May 8, 2001		
FOR:	ELECTROSTATIC DISCHARGE PROTECTIVE STRUCTURE AND A METHOD FOR PRODUCING IT		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTICE OF ABANDONMENT

In response to the Notice of Abandonment dated September 18, 2006, the undersigned hereby submits a copy of the Petition sent to the USPTO on September 14, 2006. The undersigned respectfully requests the Abandonment be withdrawn.

If a telephone interview could assist in the prosecution of this application, please call the undersigned attorney.

Respectfully submitted,

Patricia Osher

Patrick J. O'Shea
Reg. No. 35,305
O'Shea, Getz & Kosakowski, P.C.
1500 Main Street, Suite 912
Springfield, MA 01115
(413) 731-3100, Ext. 102

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date below, with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Sarah L. Henry
9/22/06
Date



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Sir:

PETITION UNDER 37 CFR §1.181

On August 16, 2006, the undersigned attorney submitted an Amendment, Petition and Fee for a three-month extension of time, and a check in the amount of \$1,020.00 in response to the final Office Action dated February 21, 2006. A copy of the response filed is attached as Exhibit A. On August 29, 2006, an Advisory Action Before the Filing of an Appeal Brief was mailed to the undersigned. The Advisory Action states the Amendment filed will not be considered since the Amendment raises new issues and a Request for Continued Examination (RCE) was not filed. The undersigned submits the Advisory Action was issued in error since the last sentence at the bottom of the Petition and Fee for Extension of Time filed August 16, 2006 states "the Commissioner is authorized to charge any further extension and/or fee that is required to Deposit Order Account 50-3381." Therefore, the Commissioner clearly should have charged the required RCE fee to the

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Sarah L. Henry
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9/14/06
Date

deposit account in order for the Amendment to be considered. The undersigned respectfully requests the deposit account be charged the requisite RCE fee, and the Amendment be entered.

The Commissioner is authorized to charge any further extension and/or fee that is required to Deposit Order Account 50-3381. If a telephone interview could assist in the prosecution of this application, please call the undersigned attorney.

Respectfully submitted,

A handwritten signature in cursive script, reading "Patrick O'Shea", is written over a horizontal line.

Patrick J. O'Shea
Reg. No. 35,305
O'Shea, Getz & Kosakowski, P.C.
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